

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DARRELL H. PETTUS,
Plaintiff,

v.

J. CROWLEY,
Defendant.

No. 2:25-cv-1006 DJC CSK P

ORDER

Plaintiff, a state prisoner proceeding pro se, filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On July 15, 2025, the Magistrate Judge filed findings and recommendations herein which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. Plaintiff did not file objections to the findings and recommendations.

Although it appears from the file that Plaintiff's copy of the findings and recommendations was returned, plaintiff was properly served. It is the plaintiff's responsibility to keep the court apprised of his current address at all times. Pursuant to Local Rule 182(f), service of documents at the record address of the party is fully effective.

1 The Court presumes that any findings of fact are correct. See *Orand v. United*
2 *States*, 602 F.2d 207, 208 (9th Cir. 1979). The Magistrate Judge's conclusions of law
3 are reviewed de novo. See *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454
4 (9th Cir. 1983). Having reviewed the file, the Court finds the findings and
5 recommendations to be supported by the record and by the Magistrate Judge's
6 analysis. In addition, having considered the factors described in *Ferdik v. Bonzelet*,
7 963 F.2d 1258, 1260 (9th Cir. 1992) the Court finds that dismissal is appropriate.

8 Accordingly, IT IS HEREBY ORDERED that:

- 9 1. The findings and recommendations (ECF No. 19) are adopted in full;
10 2. This action is dismissed without prejudice; and
11 3. The Clerk of the Court is directed to close this case.

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13 IT IS SO ORDERED.

14 Dated: **August 22, 2025**


15 Hon. Daniel J. Calabretta
16 UNITED STATES DISTRICT JUDGE

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